

This First Amendment to the Agreement for Design-Build Services dated November 9, 2004, is entered into this day of _____, 2005, by and between Leon County, Florida, a Charter County and a political subdivision of the State of Florida, hereinafter "County," and, Structural Preservation Systems, Inc., hereinafter "Design-Build Firm".

WITNESSETH

For and in consideration of the mutual covenants, restrictions, and representations set forth herein, the sufficiency of which is hereby acknowledged, County and Design-Build Firm do hereby agree as follows:

1. County and Design-Build Firm entered into an Agreement dated November 9, 2004, between County and Design-Build Firm, which is amended as follows:
 - A. Modify Article 7.1 as follows:

Change from "...shall be no greater than two million, six hundred-seventy-five thousand dollars (\$2,657,000)" to "...shall be no greater than two million, nine hundred fifty-one thousand, nine hundred eighty-four dollars (\$2,951,984)."
 - B. Delete Section 8.3 in its entirety, and replace with the following:

All costs directly or indirectly incurred in the performance of the PROJECT or for the benefit of the PROJECT shall be in accordance with the requirements of this Design Criteria Package, Exhibit A, The SDFE Report, Exhibit B, Change Orders #1, #2, #3, and #4, Exhibit C, and this Agreement.
 - C. Modify Article 6.1 (e) as follows:

Change from, "...Substantial Completion of Construction shall occur within one-hundred eighty (180) calendar days..." to "Substantial Completion of Construction shall occur within two-hundred eight (208) calendar days..."
2. All other provisions of the November 9, 2004 Agreement not in conflict with the provisions stated herein shall remain in full force and effect.

3. This agreement shall become effective upon full execution hereof by both parties.

IN WITNESS WHEREOF, the parties evidence their agreement through the execution of this AGREEMENT by their duly authorized signatories.

Design-Build Firm

WITNESS: _____

BY: _____

President

WITNESS: _____

DATE: _____

(CORPORATE SEAL)

STATE OF _____
COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 20 ____.

XXXXXXXXXXXX

By _____, of _____,
(Name of officer or agent, title of officer or agent) (Name of corporation acknowledging)

a _____ corporation, on behalf of the corporation.
(State or place of incorporation)

He/she is personally known to me or has produced _____ as
(type of identification)

Signature of Notary

Print, Type or Stamp Name of Notary

Title or Rank

Serial Number, if Any

LEON COUNTY, FLORIDA

BY: _____
Cliff Thael, Chairman
Board of County Commissioners

DATE: _____

ATTEST:
BOB INZER, CLERK OF THE COURT
LEON COUNTY, FLORIDA

By: _____

APPROVED AS TO FORM:
LEON COUNTY ATTORNEY'S OFFICE

By: _____
Herbert W.A. Thiele, Esq.
County Attorney

EXHIBIT C

CHANGE ORDER #1: Unearthing and providing access to the building foundations within the MIS offices space for geotechnical exploration and appropriate testing, and for the backfilling and refinishing of such area upon completion of the work;

CHANGE ORDER #2: Additional concrete coring and petrographic analysis testing that is not provided for in the \$5,000 fee allowance for same;

CHANGE ORDER #3: Wall system repairs located on Level P0 of the parking garage, which additional work shall consist of 230 cubic feet of concrete material removals and replacement; 600 linear feet of epoxy injection of cracks; 480 square feet of carbon fiber (CF) sheeting of the wall surface to form protective "netting"; and the construction of five (5) new reinforced concrete wall pilasters, to be located on each side of the CF nets, which is for providing the additional stiffening or strengthening of the wall system against lateral deformation; and

CHANGE ORDER #4: Supplemental floor strengthening upgrades of Level P1 of the parking garage, to support planned new mechanical equipment installation, which additional work shall consist of: 438 linear feet of embedded carbon fiber rod (CFR); 607 square feet of carbon fiber sheet (CF); three (3) additional reinforced concrete "drop panels" that are added beneath the Level P1 floor; two (2) supporting reinforced concrete pilasters that will need to be added to the adjacent wall and columns for structural support of this new beam addition.